

Approved. The Case Management  
Conference set for 4/6/2012 is cancelled.  
s/ Benita Y. Pearson on 4/5/2012

U.S. District Judge

**IN THE UNITED STATES DISTRICT COURT  
FOR THE NORTHERN DISTRICT OF OHIO  
EASTERN DIVISION (YOUNGSTOWN)**

**KEITH RICOSKY**

Plaintiff

vs.

**H & P CAPITAL, INC.**

Defendant

CASE NO.: 4:11-CV-02643-BYP

THE HONORABLE  
UNITED STATES DISTRICT JUDGE  
BENITA Y. PEARSON

THE HONORABLE  
UNITED STATES MAGISTRATE JUDGE  
KATHLEEN B. BURKE

**SUPERSEDING AGREED ORDER OF DISMISSAL**

This Agreed Order of Dismissal supersedes the Court's non-document Order of March 22, 2012.

The Plaintiff, Keith Ricosky, and the Defendant, H & P Capital, Inc., have reached a settlement of their dispute in the within action.

Based upon the representation of counsel for Plaintiff and Defendant that their dispute is settled, the within action shall be dismissed with prejudice, and the docket shall be marked "settled and dismissed with prejudice."

Each party shall bear its own costs.

This Court shall retain jurisdiction in the within action for purposes of enforcing the settlement agreement for a period of ninety (90) days from April 15, 2012.

This case is closed.

**IT IS SO ORDERED.**

\_\_\_\_\_  
Date

\_\_\_\_\_  
**THE HONORABLE BENITA Y. PEARSON**  
**UNITED STATES DISTRICT JUDGE**

Agreed to and respectfully submitted by:

**LUXENBURG & LEVIN, LLC**

**GINGO PALUMBO LAW GROUP LLC**

*/s/ David B. Levin*

*/s/ Michael J. Palumbo*

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